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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

KAITLYN CARAOTTA,

Defendant.

Case No.: 24-cr-00080-JAM

**STIPULATION AND ORDER TO
CONTINUE CHANGE OF PLEA AND
EXCLUDE TIME UNDER SPEEDY
TRIAL ACT**

Date: October 22, 2024

Time: 9:00 a.m.

Court: Hon. John A. Mendez

The United States of America, by and through Special Assistant U.S. Attorney Matthew De Moura, defendant KAITLYN CARAOTTA, by and through her counsel Johnny L. Griffin, III, hereby agree and stipulate as follow:

1. The defendant was arraigned on an Information on July 8, 2024, and waived Indictment.
2. Since July 8, 2024, Initial Appearance to the present date, the parties have been reviewing the discovery and communicating with one another during this time period to make sure the case continues to move forward towards resolution and/or trial.

STIPULATION AND ORDER

- 1 3. The United States has additional discovery to provide the defense as the parties move
2 towards resolution and/or trial.
- 3 4. The discovery in this case is voluminous and involves multiple jurisdictions where
4 conduct is alleged to have occurred.
- 5 5. Counsel for the government and defense have met and conferred and the proposed
6 change of plea date on November 19, 2024, represents the earliest and most
7 convenient date that both counsel are available. This requested date takes into
8 account counsels' schedules, defense counsel's commitments to other clients, defense
9 counsel's need for preparation and further investigation into this case, and the
10 defendant's need to prepare for a change of plea and the impacts it could have on her
11 life.
- 12 6. As to the defendant, exclusion of time is particularly appropriate because she is not
13 detained pending trial and this would allow counsel sufficient time to review and
14 investigate the discovery as well as prepare for defense.

15 The parties further believe that time should be excluded, in that failure to grant the
16 requested case schedule would unreasonably deny the defendant and the government the
17 reasonable time necessary for effective preparation, taking into account the parties' due diligence
18 in prosecuting this case. 18 U.S.C. Section 3161(h)(7)(B)(iv). Based on the foregoing facts, the
19 parties request that the Court vacate the October 22, 2024 change of plea and reset the case for
20 a change of plea to be held on November 19, 2024, at 9:00 a.m. The parties further agree and
21 request that the Court exclude the time between October 22, 2024, and November 19, 2024, from
22 the computation of time in which trial must commence under the Speedy Trial Act, pursuant to
23 Local Code T-4. The parties agree that the interests of justice served by excluding the time
24 between October 22, 2024, and November 19, 2024, under the Speedy Trial Act, outweigh the
25 best interests of the public and the defendant in a speedy trial. The parties request that the Court
26 adopt the facts set forth herein and order time excluded from October 22, 2024, to and including
27 November 19, 2024, pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B)(iv), and Local Code
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STIPULATION AND ORDER

1 T-4, to allow defense counsel to investigate and prepare for trial. With this stipulation, 0 of 70
2 days have been used against the computation of time within which a trial must commence.

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4 Dated: October 16, 2024

PHILLIP A. TALBERT
United States Attorney

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6 By: /s/ MATTHEW DE MOURA
7 MATTHEW DE MOURA
8 Special Assistant United States
9 Attorney

10 Dated: October 16, 2024

/s/ JOHNNY L. GRIFFIN, III
11 JOHNNY L. GRIFFIN, III
12 Counsel for Defendant
13 Kaitlyn Caraotta
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ORDER

The Court, having received, read, and considered the parties' stipulation, and good cause appearing therefrom, **ADOPTS** the parties' stipulation in its entirety as its order. The Court **VACATES** the October 22, 2024 change of plea and **RESETS** the matter for a change of plea hearing on **November 19, 2024, at 9:00 a.m.** The Court also specifically finds that based on the facts set forth in the parties' stipulation, the failure to exclude the time between October 22, 2024, and November 19, 2024, would deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court further finds that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. Time from October 22, 2024, to and including November 19, 2024, is excluded from the computation of time within which the trial of this case must commence under the Speedy Trial Act, pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B)(iv), and Local Code T-4. With this stipulation, 0 of 70 days have been used against the computation of time within which a trial must commence.

IT IS SO ORDERED.

Dated: October 16, 2024

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ
SENIOR UNITED STATES DISTRICT JUDGE